

**CERTIFICATE OF ELECTRONIC FILING**

I hereby certify that this document is being transmitted electronically via the United States Patent and Trademark Office's Electronic Filing Service (EFS-Web) on this 12th day of April, 2007.

/milan jovanovic/  
Milan Jovanovic

**Customer Number**

**24024**

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: )  
St. Martin *et al.* ) Examiner: Keith O'Neal Robinson  
Serial No.: 10/778,018 ) Art Unit: 1638  
Filed: February 12, 2004 ) Confirmation No.: 3349  
For: **Identification of Soybeans Having** ) Attorney Docket No.: 22727/04212  
**Resistance to Phytophthora Sojae** )

**INFORMATION DISCLOSURE STATEMENT**

Dear Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B forms and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

**CERTIFICATION AND FEE PAYMENT INFORMATION**

The present Information Disclosure Statement is being filed after the later of three months from the application's filing date and mailing date of the first Office Action on the merits, but before a Final Office Action, Notice of Allowance, or an action that otherwise closes prosecution in the application (whichever is earlier), and therefore Applicant submits the following Statement under 37 C.F.R. § 1.97(e). No fee under 37 C.F.R. § 1.17(p) is required. If this is not the case, the patent office is hereby authorized to charge any related fee to **Deposit Account No. 03-0172**.

No item of information contained in this information disclosure statement was cited in a Communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable

INFORMATION DISCLOSURE STATEMENT  
Appln. No.: 10/778,018

Attorney Docket No.: 22727/04212

inquiry, was known to any individual designated in 37 CFR § 1.56(c) more than three months prior to the filing of this statement.

**Charge any additional fees required by this paper or credit any overpayment to Deposit Account No. 03-0172.**

Respectfully submitted,

Date: April 12, 2007

/diane h. dobrea/  
**Diane H. Dobrea**  
Reg. No. 48,578  
(614) 621-7788  
(614) 621-0010 (fax)  
[ddobrea@calffee.com](mailto:ddobrea@calffee.com)

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Submit to [Sciforum](#) | [4448/PFG](#)

## **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

*(Use as many sheets as necessary)*

8

af

1

Application Number	10/778,018
Filing Date	February 12, 2004
First Named Inventor	St. Martin, et al.
Art Unit	1638
Examiner Name	Keith O'Neal Robinson
Attorney Docket Number	22727/04242

## NON-PATENT LITERATURE DOCUMENTS

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

**1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.**

This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.